

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

EDDYSTONE RAIL COMPANY, LLC,  
Plaintiff/Counter-defendant,  
  
v.  
  
BRIDGER LOGISTICS, LLC, *et al.*,  
Defendants,  
  
BRIDGER LOGISTICS, LLC, *et al.*,  
Defendants/Counterclaimants.

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT  
ON PLAINTIFF'S COUNT IV (BREACH OF FIDUCIARY DUTY)**

Pursuant to Federal Rule of Civil Procedure 56, Defendants Bridger Logistics, LLC, Ferrellgas Partners, L.P., and Ferrellgas, L.P. hereby move for summary judgment on Plaintiff's Count IV for Breach of Fiduciary Duty. As discussed in detail in Defendants' Memorandum in Support of Defendants' Motion for Summary Judgment on Plaintiff's Count IV, Statement of Uncontroverted Material Facts, and the supporting exhibits, which are incorporated herein by reference, there is no genuine issue as to any material fact at issue and Defendants are entitled to judgment as a matter of law.

WHEREFORE, Defendants respectfully request that the Court enter summary judgment in favor of Defendants on Count IV, and for such other relief as the Court deems proper.

Dated: August 13, 2020

Respectfully submitted,

By: /s/ Lawrence G. Scarborough  
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**CERTIFICATE OF SERVICE**

I, Jacob A. Kramer, hereby certify that on August 13, 2020, a true and correct copy of the foregoing Motion for Summary Judgment was filed electronically via the Court's ECF filing system. This document is available for viewing and downloading from the ECF system and electronic notification has been sent to all counsel of record.

/s/ Jacob A. Kramer

Jacob A. Kramer